

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 6363

IN THE MATTER OF:

Served September 28, 2001

Application to Transfer Certificate)
No. 145 from MADHU SUDAN, Trading)
as CAPITAL CITY SIGHTS, to CAPITOL)
CITY SIGHTS INC.)

Case No. AP-2001-71

By application accepted for filing July 19, 2001, Madhu Sudan, trading as Capital City Sights (Sudan), WMATC Carrier No. 145, and Capitol City Sights Inc., a Maryland corporation (CCSI) (collectively applicants), seek Commission approval to transfer Certificate of Authority No. 145 from Sudan to CCSI. Sudan is the sole owner and president of CCSI.¹

Article XI, Section 11(a), of the Compact governs the transfer of assets, including a certificate of authority, by an unincorporated WMATC carrier in exchange for a controlling interest in a newly formed corporation.² A transfer of this nature raises fitness issues only.³

CCSI proposes commencing operations with two vans acquired from Sudan. CCSI's proposed tariff contains per capita sightseeing fares and per capita fares for transportation to and from Ronald Reagan Washington National and Washington-Dulles International Airports.

CCSI filed a balance sheet as of June 30, 2001, showing assets of \$10,000 and no liabilities. CCSI's projected operating statement for the first twelve months of WMATC operations shows WMATC revenue of \$275,500; other revenue of \$46,500; expenses of \$300,600; and net income of \$21,400.

CCSI certifies it has access to, is familiar with, and will comply with the Compact and the Commission's rules and regulations thereunder.

Based on the evidence in this record, the Commission finds CCSI to be fit, willing, and able to perform the proposed transportation properly and to conform with applicable regulatory requirements and, therefore, that the transfer of assets, including Certificate No. 145, to CCSI is consistent with the public interest.

¹ CCSI owns D.C. Tours, Inc., which has filed an application for its own certificate of authority and approval of common control in Case No. AP-2001-72. That application is being approved this same date by separate order.

² In re Ira A. Austin, Sr., t/a Ira's Transp. Serv., & Ira's Transp. Serv., Inc., No. AP-97-42, Order No. 5193 (Sept. 9, 1997).

³ Id.

THEREFORE, IT IS ORDERED:

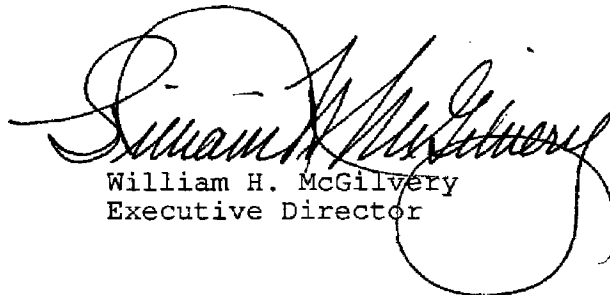
1. That upon CCSI's timely compliance with the requirements of this order, Certificate of Authority No. 145 shall be reissued to Capitol City Sights Inc., 14 Nickelby Court, Damascus, MD 20872.

2. That CCSI may not transport passengers for hire between points in the Metropolitan District pursuant to this order unless and until Certificate of Authority No. 145 has been reissued in accordance with the preceding paragraph.

3. That CCSI is hereby directed to file the following documents within thirty days: (a) evidence of insurance pursuant to Commission Regulation No. 58 and Order No. 4203; (b) an original and four copies of a tariff or tariffs in accordance with Commission Regulation No. 55; (c) a vehicle list stating the year, make, model, serial number, fleet number, license plate number (with jurisdiction) and seating capacity of each vehicle to be used in revenue operations; (d) a copy of the vehicle registration card, and a lease as required by Commission Regulation No. 62 if applicant is not the registered owner, for each vehicle to be used in revenue operations; (e) proof of current safety inspection of said vehicle(s) by or on behalf of the United States Department of Transportation, the State of Maryland, the District of Columbia, or the Commonwealth of Virginia; and (f) a notarized affidavit of identification of vehicles pursuant to Commission Regulation No. 61.

4. That the approval of transfer herein shall be void and the application shall stand denied upon CCSI's failure to timely satisfy the conditions of reissuance prescribed herein.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES, LIGON, AND MILLER:



William H. McGilvery
Executive Director